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22313-1450

on 11/9/04  
Date of Deposit

Andrew D. Stover, Reg. No. 38,629  
Name of applicant, assignee or  
Registered Representative

ADST  
Signature

11/9/04  
Date of Signature

Our Case No. 3591-1336

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

SCHMITZ et al.

Serial No. 10/686,554

Filing Date: October 14, 2003

For BACKREST FOR A SEATING  
STRUCTURE WITH AN  
ADJUSTABLE SACRAL SUPPORT

Examiner Unassigned

Group Art Unit No. 3636

**REQUEST FOR CORRECTION OF FILING RECEIPT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attention: Application Processing Division  
Customer Correction Branch

Sir:

Applicant requests the issuance of a corrected filing receipt (copy enclosed)  
for the above-referenced patent application, and in support of this request  
respectfully states:

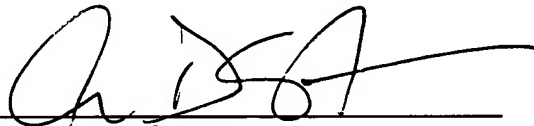
The Filing Receipt incorrectly included data in the Applicant(s) data for  
inventor Johann Burkhard Schmitz, as stated in the Supplemental Declaration for

Patent Application (copy included for reference). The Applicant(s) data information should read as follows:

-- JOHANN BURKHARD SCHMITZ, BERLIN, GERMANY;  
CLAUDIA PLIKAT, BERLIN, GERMANY;  
NICOLAI NEUBERT, BERLIN, GERMANY;  
CAROLA E.M. ZWICK, BERLIN GERMANY;  
ROLAND R.O. ZWICK, BERLIN, GERMANY;  
CHAD D. AERTS, GRAND HAVEN, MICHIGAN;  
JOHN F. ALDRICH, GRANDVILLE, MICHIGAN;--

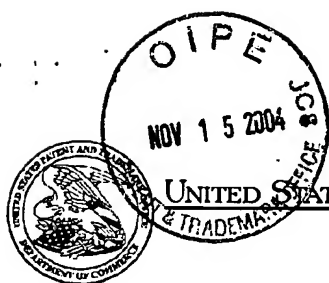
The Commissioner is hereby authorized to charge any fees required to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. Stover', is written over a horizontal line.

Andrew D. Stover  
Registration No. 38,629  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200



## UNITED STATES PATENT AND TRADEMARK OFFICE

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 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/686,554	10/14/2003	3636	900	3591-1336	5	17	3

00757  
 GENERAL NUMBER 00757  
 BRINKS HOFER GILSON & LIONE  
 P.O. BOX 10395  
 CHICAGO, IL 60611

CONFIRMATION NO. 3485

## UPDATED FILING RECEIPT



\*OC000000012328908\*

Date Mailed: 04/12/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Burkhard Schmitz, Berlin, GERMANY;  
 Claudia Plikat, Berlin, GERMANY;  
 Nicolai Neubert, Berlin, GERMANY;  
 Carola E.M. Zwick, Berlin, GERMANY;  
 Roland R.O. Zwick, Berlin, GERMANY;  
 Chad D. Aerts, Grand Have, MI;  
 John F. Aldrich, Grandville, MI;

## Domestic Priority data as claimed by applicant

This appln claims benefit of 60/418,483 10/15/2002

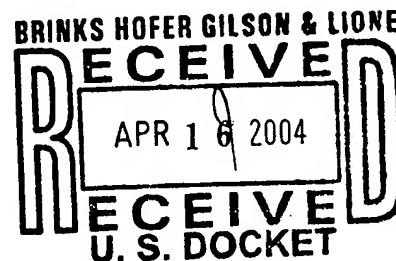
## Foreign Applications

If Required, Foreign Filing License Granted: 01/15/2004

Projected Publication Date: 07/22/2004

Non-Publication Request: No

Early Publication Request: No



**Title**

Backrest for a seating structure with an adjustable sacral support

**Preliminary Class**

297

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

Case No. 3591-1336**SUPPLEMENTAL DECLARATION FOR PATENT APPLICATION**As JOHANN BURKHARD SCHMITZ named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **BACKREST FOR A SEATING STRUCTURE WITH AN ADJUSTABLE SACRAL SUPPORT**, the specification of which:

- ☐ is attached hereto.  
☒ was filed on October 14, 2003 as Application Serial No. 10/686,554.  
☐ and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

**Prior Foreign Application(s)****Priority Claimed**

(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes	<input type="checkbox"/> No
60/418,483		10/15/02		

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

(Application Serial No.)	(Filing Date)
60/418,483	10/15/02

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status-patented, pending, abandoned)
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature  
Full name of sole or first inventor  
Residence  
Citizenship  
Post Office Address

Date: 09/22/2004  
JOHANN BURKHARD SCHMITZ  
Berlin, Germany  
German  
Kanstraße 57, 10627 Berlin, Germany

BRINKS HOFER GILSON & LIONE  
P.O. Box 10395  
Chicago, IL 60610  
(312) 321-4200

Inventor's Signature	_____	Date: _____
Full name of third joint inventor	CLAUDIA PLIKAT	
Residence	Berlin, Germany	
Citizenship	German	
Post Office Address	Bellermannstraße 1, 13357 Berlin, Germany	

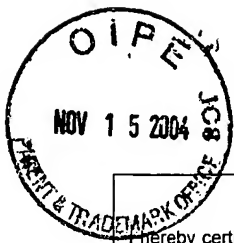
Inventor's Signature	_____	Date: _____
Full name of second joint inventor, if any	NICOLAI NEUBERT	
Residence	Berlin, Germany	
Citizenship	German	
Post Office Address	Tübingerstraße 3, 10715 Berlin, Germany	

Inventor's Signature	_____	Date: _____
Full name of fifth joint inventor	CAROLA E.M. ZWICK	
Residence	Berlin, Germany	
Citizenship	German	
Post Office Address	Kantstraße 30, 10623 Berlin, Germany	

Inventor's Signature	_____	Date: _____
Full name of sixth joint inventor	ROLAND R.O. ZWICK	
Residence	Berlin, Germany	
Citizenship	German	
Post Office Address	Nehringstraße 4a, 14059 Berlin, Germany	

Inventor's Signature	_____	Date: _____
Full name of seventh joint inventor	CHAD D. AERTS	
Residence	Grand Have, Michigan	
Citizenship	U.S.	
Post Office Address	14663 177th Street, Grand Haven, Michigan 49417	

Inventor's Signature	_____	Date: _____
Full name of eighth joint inventor	JOHN F. ALDRICH	
Residence	Grandville, Michigan	
Citizenship	U.S.	
Post Office Address	3014 Tansy Trail, Grandville, Michigan 49418	



JFW

## CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

Hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date: 11/9/04 Name: Andrew D. Stover, Reg. No. 38,629 Signature: [Signature]

BRINKS  
HOFER  
GILSON  
& LIONE

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: SCHMITZ et al.

Appln. No.: 10/686,554

Filed: October 14, 2003

For: BACKREST FOR A SEATING  
STRUCTURE WITH AN ADJUSTABLE  
SACRAL SUPPORT

Examiner:

Art Unit: 3636

Attorney Docket No: 3591-1336

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

Sir:

Attached is/are:

- ☒ Supplemental Declaration for Patent Application.  
☒ Request for Correction of Filing Receipt with a copy of the corrected Filing Receipt (in duplicate).  
☒ Return Receipt Postcard.

## Fee calculation:

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$9=			x \$18=	
Indep.		Minus			x 44=			x \$88=	
First Presentation of Multiple Dep. Claim					+\$150=			+\$300=	
					Total	\$		Total	\$

## Fee payment:

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

[Signature]

Andrew D. Stover (Reg. No. 38,629)

Date

11/9/04



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on 11/9/04  
Date of Deposit

Andrew D. Stover, Reg. No. 38,629

Name of applicant, assignee or  
Registered Representative

AD 67

Signature

11/9/04  
Date of Signature

Our Case No. 3591-1336

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

SCHMITZ et al.

Serial No. 10/686,554

Filing Date: October 14, 2003

For BACKREST FOR A SEATING  
STRUCTURE WITH AN  
ADJUSTABLE SACRAL SUPPORT

Examiner Unassigned

Group Art Unit No. 3636

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Commissioner for Patents  
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Alexandria, VA 22313-1450

Attention: Application Processing Division  
Customer Correction Branch

Sir:

Applicant requests the issuance of a corrected filing receipt (copy enclosed) for the above-referenced patent application, and in support of this request respectfully states:

The Filing Receipt incorrectly included data in the Applicant(s) data for inventor Johann Burkhard Schmitz, as stated in the Supplemental Declaration for

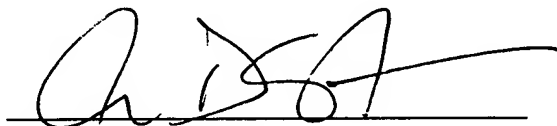


Patent Application (copy included for reference). The Applicant(s) data information should read as follows:

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CLAUDIA PLIKAT, BERLIN, GERMANY;  
NICOLAI NEUBERT, BERLIN, GERMANY;  
CAROLA E.M. ZWICK, BERLIN GERMANY;  
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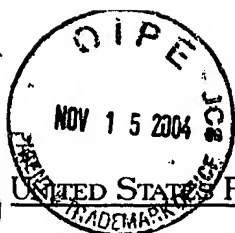
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Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. D. Stover', is written over a horizontal line.

Andrew D. Stover  
Registration No. 38,629  
Attorney for Applicant

BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200



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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/686,554	10/14/2003	3636	900	3591-1336	5	17	3

CONFIRMATION NO. 3485

00757

GENERAL NUMBER 00757

BRINKS HOFER GILSON &amp; LIONE

P.O. BOX 10395

CHICAGO, IL 60611

UPDATED FILING RECEIPT



\*OC000000012328908\*

Date Mailed: 04/12/2004

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**Applicant(s)**

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 Nicolai Neubert, Berlin, GERMANY;  
 Carola E.M. Zwick, Berlin, GERMANY;  
 Roland R.O. Zwick, Berlin, GERMANY;  
 Chad D. Aerts, Grand Have, MI;  
 John F. Aldrich, Grandville, MI;

**Domestic Priority data as claimed by applicant**

This appln claims benefit of 60/418,483 10/15/2002

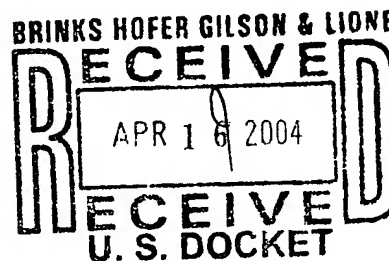
**Foreign Applications**

If Required, Foreign Filing License Granted: 01/15/2004

Projected Publication Date: 07/22/2004

Non-Publication Request: No

Early Publication Request: No



**Title**

Backrest for a seating structure with an adjustable sacral support

**Preliminary Class**

297

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**LICENSE FOR FOREIGN FILING UNDER  
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Title 37, Code of Federal Regulations, 5.11 & 5.15**

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**NOT GRANTED**

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